



### PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q73833

Hisao KOGOI, et al.

Appln. No.: 10/542,023

Group Art Unit: Not Yet Assigned

Confirmation No.: 8189

Examiner: Not Yet Assigned

Filed: July 11, 2005

For:

COMPOSITE PARTICLES AND METHOD FOR PRODUCTION THEREOF AND USE

THEREOF

# INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

### MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The following listed documents were listed on the PTO/SB/08 A & B (modified) form that was filed with the Information Disclosure Statement of July 11, 2005, and, therefore, are not being listed on the attached PTO/SB/08 A & B (modified) form:

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/542,023 Attorney Docket No. Q73833

EP 0 224 659 A2:

EP 1 147 812 A1;

EP 1 256 550 A1;

JP-A-07-060132; and

JP-A-11-057480.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant points out that the listed Patent Abstracts of Japan comprise concise statements of relevance for the enclosed JP-A-07-060132 and JP-A-057480 documents that were listed on PTO/SB/08 A & B (modified) form that was filed with the Information Disclosure Statement of July 11, 2005. In addition, the International Search Report that was filed with the Information Disclosure Statement of July 11,2005 comprises a concise explanation of relevance for the enclosed JP-A-07-060132 and JP-A-057480.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

2

## INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/542,023 Attorney Docket No. Q73833

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

Sheldon I. Landsman Registration No. 25,430

SUGHRUE MION, PLLC Telephone: (202) 293-7060

Facsimile: (202) 293-7860

 $\begin{array}{c} \text{Washington office} \\ 23373 \\ \text{customer number} \end{array}$ 

Date: June 15, 2006

Complete if Known

8189

10/542,023

July 11, 2005

Substitute for Form 1449 A & B/PTO

INFORMATION DISCLO

INFORMATION DISCLOSURES
STATEMENT BY APP STATEMENT

<u>51A</u>	I ENTERNI DI	ALLENSANI	First Named Inventor	Hisao KOGOI	
(use as many sheets as necessary)			Art Unit	Not Yet Assigned	
			Examiner Name	Not Yet Assigned	
Sheet	1	of 1	Attorney Docket Number	O73833	

**Application Number** 

Filing Date

Confirmation Number

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Data	
		Number	Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document			Publication Date	Name of Patentee or	
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>
				<del> </del>			-
			·				-  -

NON PATENT LITERATURE DOCUMENTS				
Examiner Cite Initials* No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.		
		English-language Patent Abstracts of Japan, abstracting JP 07-060132, published 03/07/1995		
		English-language Patent Abstracts of Japan, abstracting JP-11-057480, published 03/02/1999		

	i	
Examiner Signature	Date Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.